

Fire Safety Code Board

Of Appeal & Reveiw

Hearing Minutes for March 31, 2009

The Rhode Island Fire Safety Code Board of Appeal and Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston on Tuesday, March 31, 2009 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Preiss, Pearson, Fillippi, Richard, Blackburn , Jasparro, Walker, Jackson and Dais. Commissioner Blackburn was absent from the hearing. Also present were Executive Director Thomas B. Coffey, Jr. and Administrative Assistant Desiree Campanini. The following cases were heard.

APPEAL #090063: Mr. Alan Sepe and Ms. Catherine Ellithorpe, for the property located at 41-81 Fricker Street, Providence. ADSFM Lisa Krapf appeared for the Providence Fire Marshal's Office. Commissioner Priess made a motion, seconded by Commissioner Newbrook, to grant the applicant's variance request from the provisions of section 7.3.1.2 on the condition that applicant post the occupancy level of 5,989 and send a confirmation letter written from Mr. Alan Sepe and superintendent of the school stating they have posted the occupancy level and if for any reason the school does hold events that will exceed over the occupancy level of 5,989 for any reason they must request in writing and have plan of action for the

Providence Fire Marshal's approval. The motion was unanimous.

APPEAL #050803B: Mr. Rockwood Edwards and Reid Toratori, for the property located at 100-200 Exchange Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioner Walker, to grant the Applicant's variance request from the provisions of section 8.2.3.1 to approve one (1) hour non-tested system with conditions. The motion was unanimous.

APPEAL #060880: Mr. Jonathan DePault, for the property located at 2 Cherrydale Court, Cranston (Building #43). DSFM Octavio Vieira appeared for the State Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioners Jasparro and Richard, to grant the Applicant's request for a variance on the basis of structural hardship on item #2 of section 7.2.2.5 enclosure and protection of stairs and a variance for item #3 of section 39.2.4 number of exits by adding domestic sprinkler heads in the hallways and adding closers on the doors, also painting doors on both side with flame retardant paint. The Board granted the Applicant a time variance of 60 days to comply with the provisions of section 39.3.4.1 by installing a fire alarm system and the applicant will send a status report within the first 30 days to the State Fire Marshal's Office. The motion was unanimous.

APPEAL #060881: Jonathan DePault, for the property located at 4 Cherrydale Court, Cranston (Building #42). DSFM Christine Kent appeared for the State Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioners Fillippi and Dais, to grant the applicant a time variance of 60 days to install a fire alarm system in this facility. The applicant also was granted a variance for item #2 from the provisions of section 39.2.2 regarding a rear exit door, in order to have signage installed stating that this door remains unlocked when the building is occupied. If the State Fire Marshal's Office re-inspects and finds the door non-compliant, the applicant will have to remove the lock from the door and install panic hardware in place of the lock on the door.

APPEAL #060886: Chief of Inspections Jonathan DePault, for the property located at 16 Wilma Schesler Road, Cranston (Bldg. #97). DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioner Richard, to grant the Applicant's request for relief from the provisions of section 23.7.5, key to unlock the exit door. The Applicant was also granted a time variance until July 31, 2009 to submit a plan of action to the State Fire Marshal's Office and until November 30, 2009 to have this facility into compliance at the direction of the State Fire Marshal Office. The motion was unanimous.

APPEAL #060887: Chief of Inspections Jonathan DePault, for the property located at 3 Capitol Hill, Providence (Dept. of Health). DSFM

Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Dais made a motion, seconded by Commissioners Jackson and Richard, to grant the Applicant a time variance until July 31, 2009 to submit a plan of action to the State Fire Marshal's Office and until November 30, 2009 to have the facility brought into compliance at the direction of the State Fire Marshal's Office. The motion was unanimous.

Old Business: Lt. Dunton of the Woonsocket Fire Marshal's office, requesting a blanket variance regarding the "Fifteen Point Plan" for existing apartments. The Board tabled this matter until April 28, 2009 to allow time for the Chief of Inspections to research this issue .

Correspondence: The East Greenwich Fire District, requesting to approve the plan of action for the waste water treatment center. A motion was made by Commissioner Jackson, and second by Commissioner Pearson. The motion was unanimous.

Correspondence: The Newport Fire Marshal's Office is requesting that the Board review a decision from July 8, 2008. Mr. Connerton has addressed the issues in a letter to the board regarding items 11, 12, 13, 14 15 and 16, in July 8, 2008 decision that were not clear. At this time the Board grants Mr. Connerton a letter of recommendation and grants relief from the Fire Code. When the Newport Fire Marshal's Office receives the amended decision, their office will inspect any work required in the amended decisions. Commissioner

Jackson made motion, seconded by Commissioner Jasparro and Walker. The motion was unanimous.